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**JAN 15 2008**

In re Application of :  
Marvin A. Ornstein et al. :  
Application No. 09/305,562 :  
Filed: June 8, 1999 :  
Attorney Docket No. ORN-3.0-004 :

**OFFICE OF PETITIONS**

**ON PETITION**

This is a decision on the renewed petition under 37 CFR 1.137(b), filed November 19, 2007, to revive the above-identified application.

The petition is **GRANTED**.

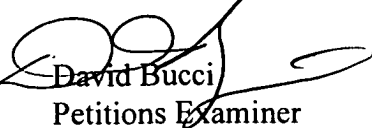
The above-identified application became abandoned for failure to timely pay the issue fee in response to the Notice of Allowance mailed June 15, 2004, which set a statutory period for reply of three (3) months. Accordingly, by operation of law, the above-identified application became abandoned on September 16, 2004.

The petition decision mailed August 28, 2007 (remailed November 8, 2007) indicates the petition under 37 CFR 1.137(b) filed January 10, 2007 was dismissed as failing to provide the required issue fee, petition fee and statement that the abandonment was unintentional.

The renewed petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of the issue fee; (2) the petition fee of \$770; and (3) the required statement of unintentional delay have been received. Accordingly, the issue fee is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Carl Friedman at (571) 272-6842.

The application file is being referred to the Office of Patent Publication..



David Bucci  
Petitions Examiner  
Office of Petitions